

**United States Bankruptcy Court
Northern District of Illinois, Eastern Division**

IN RE: Leah R Chavie) Chapter 13
Debtor(s)) Case No. 22 B 14470
) Judge Deborah L. Thorne

Notice of Motion and Certificate of Service

Leah R Chavie
8 E Chestnut Street 4th Floor
Chicago, IL 60610

Debtor Attorney: Whitestone PC
via Clerk's ECF noticing procedures

On February 01, 2023 at 10:30 am, I will appear before the Honorable Deborah L. Thorne, or any judge sitting in that judge's place, either in Dirksen Federal Building, 219 S. Dearborn St, Courtroom 682, Chicago, IL 60604 or electronically as described below, and present this motion, a copy of which is attached.

All parties in interest, including the movant, may appear for the presentation of the motion either in person or electronically using Zoom for Government.

You may appear electronically by video or by telephone.

To appear by video, use this link: <https://www.zoomgov.com/>. Then enter the meeting ID and password.

To appear by telephone, call Zoom for Government at 1-669-254-5252 or 1-646-828-7666. Then enter the meeting ID and password.

Meeting ID and password. The meeting ID for this hearing is 160 9362 1728 and the password is none. The meeting ID and password can also be found on the judge's page on the court's web site.

If you object to this motion and want it called on the presentment date above, you must file a Notice of Objection no later than two (2) business days before that date. If a Notice of Objection is timely filed, the motion will be called on the presentment date. If no Notice of Objection is timely filed, the court may grant the motion in advance without calling it.

I certify under penalty of perjury that this office caused a copy of this notice and the attached motion to be delivered to the persons named above by U.S. mail or by the methods indicated on or before Wednesday, January 25, 2023.

/s/ MARILYN O. MARSHALL

MARILYN O. MARSHALL, TRUSTEE

Office of the Chapter 13 Trustee
224 S Michigan Ave
Ste 800
Chicago, IL 60604
(312) 431-1300

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Motion to Dismiss Case For Unreasonable Delay

Comes now Marilyn O. Marshall, Standing Trustee, and requests that this case be dismissed, as Debtor(s) failed to file the required documents pursuant to 11 USC §521, §1307, §349, and Rule 3015, and in support thereof states the following:

1. Debtor(s) filed for Chapter 13 on 12/15/2022.
2. The debtor(s) have failed to provide an Affidavit of Compliance.
3. The debtor(s) have failed to provide copies of all payment advices or other evidence of payment received within 60 days before the date of filing the petition.
4. The debtor(s) have failed to provide to the Trustee a copy of the Federal income tax return (or transcript thereof) for the four years preceding the filing of the petition.
5. The debtor(s) have failed to begin payments within thirty days of filing the plan as required under 11 U.S.C. §1326(a) (1).
6. The debtor(s) have failed to maintain payments to the Trustee's office as required under 11 U.S.C. §1326.
7. The debtor(s) have failed to attend one scheduled §341(a) meeting of the creditors.
8. The debtor(s) have failed to provide required identification and or social security documentation.
9. The debtor(s) have failed to resolve the pending objection(s) to the plan.
10. The debtor(s) have failed to provide to the Trustee requested business documents and/or proof of income.
11. The debtor has filed an incomplete Chapter 13 Plan.

12. The parts of the Plan that have been completed contain provisions that cannot be administered.
13. The debtor's failure to confirm a plan in a timely manner constitutes unreasonable delay.

WHEREFORE, the Trustee prays that this case be dismissed, and for any and all other relief this court deems just and proper.

/s/ MARILYN O. MARSHALL
MARILYN O. MARSHALL, TRUSTEE

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